

CBW:nmb

United States District Court
STATE AND DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA

v.

RYAN ROY CLOUD

CRIMINAL COMPLAINT

Case Number:

10 MJ40(MKK)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about February 1, 2010, in Beltrami County, in the State and District of Minnesota, defendant(s) who is Indian, knowingly and intentionally did unlawfully kill a human being, Timothy Gcionety, also an Indian, with malice aforethought

in violation of Title 18, United States Code, Section(s) 1111, 1151, 1153(a).

I further state that I am a(n) Special Agent and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part herof: ☒ Yes ☐ No



Signature of Complainant
Michael J. Iverson
FBI

Sworn to before me, and subscribed in my presence,

Feb. 3, 2010
Date

The Honorable Mary Kay Klein
UNITED STATES MAGISTRATE JUDGE

Name & Title of Judicial Officer

at

Beltrami, MN
City and State


Signature of Judicial Officer

SCANNED

FEB 04 2010

U.S. DISTRICT COURT ST. PAUL

10 MJ 40 (MKK)

1 STATE OF MINNESOTA)
2 COUNTY OF BELTRAMI) ss. AFFIDAVIT OF MICHAEL J. IVERSON
3)

4 1. Your affiant, Michael J. Iverson, being duly
5 sworn, does depose and state as follows:

6 2. I am a Special Agent (SA) of the Federal Bureau
7 of Investigation (FBI). I have been a Special Agent of the
8 FBI since July of 2004. I am currently assigned to the
9 Bemidji, Minnesota Resident Agency (RA) of the FBI with the
10 primary responsibility of investigating violent crimes that
11 occur on the Red Lake Indian Reservation (the Reservation).
12 The information contained in this affidavit is based on my
13 knowledge and on the reporting and knowledge of other law
14 enforcement officers involved in this investigation.

15 3. At approximately 9:20 PM on February 1, 2010,
16 Red Lake Police Department (RLPD) received a call from the
17 Indian Health Service (IHS) hospital. IHS staff advised that
18 they had a stab victim come in by private vehicle.

19 4. Upon arriving at IHS, RLPD Officer Robert Lynch
20 (Officer Lynch) and RLPD Sergeant Dana Lyons Jr. (Sergeant
21 Lyons) identified the victim as Timothy Geionety, date of
22 birth (DOB) XX/XX/1983.

23 5. Officer Lynch and Sergeant Lyons also spoke
24 with Daley Marie Smith, DOB XX/XX/1985, who informed them
25 that she had driven Timothy Geionety to IHS from the
26 residence of Laberta Geionety.

27 6. RLPD reports indicated that Timothy Geionety
28 was pronounced dead at 9:42 PM by an IHS doctor.

1 7. Officer Lynch and Sergeant Lyons responded to
2 the Laberta Geionety residence, located in the Walking
3 Shield/Highway 89 area on the Reservation.

4 8. Officer Lynch noticed a pool of blood outside
5 the residence with a knife next to it. Officer Lynch also
6 noticed what appeared to be blood droplets leading from the
7 entrance of the residence to the blood pool.

8 9. RLPD officers secured the residence and placed
9 several individuals who were inside the residence under
10 arrest. One of the individuals found at the residence and
11 placed under arrest at approximately 10:30 PM, was Ryan Roy
12 Cloud, DOB XX/XX/1990.

13 10. On February 2, 2010, at approximately 2:00 PM,
14 Ryan Roy Cloud was interviewed by FBI Special Agent Michael
15 Iverson (SA Iverson) and FBI Special Agent Robert Mertz (SA
16 Mertz).

17 11. During the interview with SA Iverson and SA
18 Mertz, Cloud advised that he was wrestling with a guy who he
19 did not know and everything got out of hand. Cloud provided
20 a written statement that indicated he took a knife away from
21 the male he was wrestling with and "used it back". Cloud
22 further wrote that he didn't remember where he stabbed the
23 male or how many times.

24 12. Cloud further advised that, when he first took
25 the knife, Cloud was on the bottom and then Cloud got on top.
26 Cloud advised that he was pretty angry. Cloud reiterated
27 that he just took the knife away and used it back because he
28 was scared.


1 13. A provisional autopsy report by the Ramsey
2 County Medical Examiner's Office, dated February 2, 2010,
3 indicated that the cause of death of Timothy A. Geionety was
4 Exsanguination due to Stab wounds to thorax. The manner of
5 death was indicated as a Homicide.

6 14. I know that the Laberta Geionety residence is
7 located within the exterior boundaries of the Red Lake Indian
8 Reservation.

9 15. I know that Ryan Roy Cloud is an enrolled
10 member of the Red Lake Band of Chippewa Indians.

11 16. Based upon the above information, I believe
12 that there is probable cause to conclude that on February 1,
13 2010, within the exterior boundaries of the Red Lake Indian
14 Reservation, Minnesota, a location within the special
15 territorial jurisdiction of the United States, Ryan Roy
16 Cloud, an Indian, did unlawfully kill Timothy Allan Geionety,
17 also an Indian, in violation of Title 18, United States
18 Code, Sections 1111, 1151 and 1153(a).

19 17. Further your affiant sayeth not.
20

21 
22 Michael J. Iverson
23 Special Agent
24 Federal Bureau of Investigation
25 Minneapolis, Minnesota

26
27 Subscribed and sworn to before me this 3rd day of February,
28 2010.


U.S. Magistrate Judge